

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

KERMIT TY POULSON,

Plaintiff,

vs.

KATHLEEN DESOTO, ET AL.,

Defendants.

CV 25-10-M-DWM

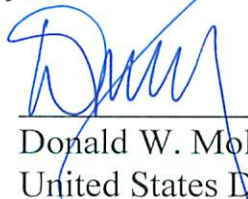
ORDER

Kermit Ty Poulson has filed a document on the Court's form for a 42 U.S.C. § 1983 Complaint. (Doc. 2.) It is manifest, however, that the contents of the document do not contain a claim actionable under § 1983, but rather, a motion to dismiss his ongoing federal prosecution. (Doc. 2 at 5.) Because Poulson is represented in his criminal matter, any motion must be filed by his counsel. *See U.S. v. Poulson*, Cause No. CR-23-56-M-DLC.

Accordingly, it is HEREBY ORDERED:

1. This matter is dismissed. The Clerk of Court is directed to close the case.
2. The Clerk is directed to file Doc. 2 under seal in *U.S. v. Poulson*, Cause No. CR-23-56-M-DLC, pursuant to L.R. 44.1.

DATED this 21<sup>st</sup> day of January, 2025.

  
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Donald W. Molloy, District Judge  
United States District Court